

MAUI NOTES.

On Saturday, October 3d, a Japanese was found dead in the trash-house of Huelo Plantation. His work was to run one of the cars to the building. Something mysterious was judged to be connected with his death, in as much as he had fallen only about three feet on cane-trash. Dr. Holmes, of Makawao, was called; and, after a post-mortem examination, declared death must have been caused by heart trouble.

On the 5th instant, congratulations were the order of the day to Deputy Collector Morton, of Makawao, on the birth of a baby girl.

The most important case tried by Circuit Judge Richardson this week at the Makawao Court House was the Huelo wood case. Nine Huelo natives were brought before His Honor for cutting and taking away wood from the Government lands at Huelo. The judge refused to convict, owing to the presentation of two maps—one by Land Agent D. P. Eldredge and the other by Mr. Turner, manager of Huelo plantation—showing different boundary lines. It was a dispute of titles and the Court had no jurisdiction. Messrs. Kalua, Kalama, and Halstead appeared for the defendants.

During December Dr. G. Herbert will return to his duties as Government physician at Wailuku, after an extended tour through England and the principal countries of Europe. Dr. Stowe, who has been acting as substitute for Dr. Herbert in Wailuku, will resume his position in Makawao and Dr. Holmes, who has been making numerous friends throughout Makawao, will accept a lucrative post in San Francisco.

Mrs. H. G. Alexander of Makawao, who has been visiting friends and relatives in Southern California, returns by next steamer to Hawaii.

During Friday, the 9th inst., quite an excitement was caused in the mauka part of Makawao District by the report that the Huelo Church was on fire. The heat from a brush fire in the churchyard caused the shingles of the roof to smoke, and the plastering of the walls to peel off. There was no serious damage done.

On the 7th inst., the brigantine Comanche, Capt. Jacobsen, sailed from Kahului, after a week's stay in port, for San Francisco.

We are having very dry weather again, though Kula is looking more green than usual at this season. Cane planting has been stopped for want of water to irrigate. The roads from Wailuku to Makawao are very dusty, and a visit of the Lahaina water cart would be most welcome.

The wife of Capt. Dooney of Hana, died in the Wailuku Hospital, Friday morning, the 9th inst. Through the kindness of Sheriff Everett word was telephoned to Makawao and a policeman dispatched from there at 10 o'clock a.m., who went overland to carry the news to the bereaved husband, reaching Hana at 7 p.m., so that he took the steamer just leaving for Kahului, and was thus enabled to attend the funeral this (Saturday) morning.

The sale of the tools and stock saved from the fire at Pala on September 24th, which turned the shops of McWilliams & Simpson, is to take place a week from today, October 17.

There is quite a large party of tourists doing Hakakaka, and the view from the summit the last few clear days has been fine.

The roads in the whole Makawao District are in better repair than they ever have been heretofore, and the Road Board have had a good deal of new grading done besides. The elections next February, under the new law, will show whether the voting public appreciate the efforts of the Road Board or not.

Maui, Oct. 10.

The Rainfall.

The following statement of comparative rainfall for the nine months of 1891 speaks volumes:

1891.	Inches.
January	1.19
February	4.84
March	.19
April	.02
May	.29
June	.30
July	.58
August	.02
September	.87

1890-9 months	21.95
1891-9	9.87

Excess, 1890.....11.08

The rainfall for the entire year, thus far, is not more than sometimes falls here and elsewhere in a single day.

Report of O. S. S. Australia.

The S. S. Australia, H. C. Houdlette, commander, sailed from San Francisco October 6th, at 2 p.m., with 83 saloon and 45 steerage passengers, 1400 tons cargo, and 61 bags of mail.

On the 10th October, at 7:30 p.m., in latitude 32° 44' N., longitude 154° 19' W., Mrs. Jane Scanlan, a saloon passenger, died of consumption; the body was embalmed by Dr. Milan Scott, the state mer's surgeon, and taken to Honolulu for interment. The effects of the deceased were placed at the disposition of her husband, he being her companion during her final illness.

Experienced fine weather throughout the voyage. Arrived at Honolulu Oct. 13th at 9 a.m.

Japs on the Warpath.

About six weeks since a Jap was found hanging dead in the Japanese quarters at Paahau, Hawaii. He had apparently been hanged by his countrymen, but an official investigation by the Sheriff failed to elicit anything definite. It was supposed that the Jap had been furnishing information to the plantation officials, and was accordingly disposed of.

A report also reaches this office that about two weeks since a Jap was found drowned in a water tank on Maui, and it is stated that this was another case of Japanese execution.

Hotel Arrivals.

Per S. S. Australia: J. F. Kimball, Geo. F. Champs, Walter W. Burridge, C. A. Webster, W. G. Bloeki, Chicago; R. P. Bishop, Los Angeles; E. Laws and wife, U. S. Penitentiary; S. F. Simons, Los Angeles; E. N. Brown, Melbourne, Australia; Mrs. Senator Stewart and daughter, who are on a trip around the world.

SUPREME COURT.

SATURDAY, Oct. 10.

DIVORCES.

Divorces were heard and granted in the following cases:

Agnes P. Lamb vs. Louis M. Lamb. Kahalekaha, w. vs. Kawela. Kamaka, w. vs. Awahia. Keanini, s. vs. Kuali.

MONDAY, Oct. 12.

Anna Peter vs. Henry Peter.

OCTOBER TERM.

The Queen vs. Lam Kin Chee et al.; indicted for arson. Motion to quash indictment on ground of autolois acquit. The accused were tried for murder and acquitted at last July term, the Chief Justice reserved the question for decision by the full Court. Davidson-Peterson for defendants; Hartwell with Creighton for prosecution.

The Asea examination was completed and judgment reserved.

The Queen vs. Oliva; forgery. The accused, a native boy, said he did not want a lawyer and would defend himself. The jury brought in a unanimous verdict of guilty.

The Queen vs. Hikian; assault and battery. Appeal from Police Court, where defendant was sentenced to three months imprisonment. The defendant pleaded guilty and was sentenced to 40 days imprisonment at hard labor.

The Queen vs. Kashiwaena; vagrancy. Appeal from the Police Court. The jury returned a verdict of guilty.

The Queen vs. L. Hoopii; vagrancy. Continued until next term, on the understanding that if the defendant's conduct is good a nolle pro. will be entered.

OCTOBER TERM.

TUESDAY, Oct. 13.

In the case of the Queen vs. Kashiwaena—vagrancy—the defendant was sentenced to four months imprisonment at hard labor.

In the Queen vs. Oliva—forgery—defendant was sentenced to three months imprisonment at hard labor and \$25 fine.

The Queen vs. Wm. Hoopii; charged with burglary in breaking and entering the store of B. F. Ehlers.

This case occupied almost the entire day, being called at 9:30 and the jury not rendering a verdict until 6 p.m. The prosecution called officers Toun-saint and Hopkins and Mr. Dow, clerk in the Marshal's office. These witnesses related the circumstances of the capture of the accused and his admissions made after arrest. The prosecution rested at 11:45, and the defense, represented by Mr. Nawaiki, called Captain Tripp, who testified that he had twice driven through the town with Hoopii in a carriage, and that on these occasions Hoopii had pointed out and identified two men as his confederates. These two men were Mr. McTiffin and Harry Juen, late of the Police force.

At 11:15 Wm. Hoopii, sworn, testified that he entered Ehlers' by a hole in the mauka wall of the veranda. The hole was not boarded up. He climbed the skylight and broke, by accident, the glass with his foot. He had taken the things merely as proof that he had effected the entrance. The burglary was planned beforehand with two white men, whom he saw for the first time the evening of his first entry at Davies & Co's.

The two men were sitting in front of the coffee shop on Hotel street, near Castle & Cooke's. They called him to come and sit down and asked him what his business was. He said he was a carpenter. They told him it would be better to work for them for \$5 a night than in the day for \$2.50. They would not tell what the business was until he promised to do it. It was to help them to get Wilson discharged, by committing burglaries. I quit work as a carpenter and took to burglary as a business. Used to meet these men between 10 and 11 p.m. at back of Castle & Cooke's store. I knew it was wrong to commit the burglaries. Never took anything for myself. The men took all the money. Don't know how much I made. You (meaning counsel) can reckon it up—5 times 27. I was not captured owing to the assistance of the two men. They kept near and gave me assistance; told me where there would be no watch each night. They knew about the burglary at Ehlers'. That night I saw them at the coffee shop. Juen was discharged then, so did not know that Toun-saint was going to be near Ehlers'.

Wm. Hoopii was on the stand for nearly an hour. At 12:50 the Court took an hour's recess, and upon re-assembling the Court and jury proceeded to the premises and inspected them. The prosecution put in some testimony in rebuttal, and the jury retired about 4 p.m., returning at 6 o'clock with a unanimous verdict of guilty. Sentence reserved.

Robert Parker, who was called for the prosecution in rebuttal in the Queen vs. Wm. Hoopii, sworn, testified that he acted as interpreter in the Marshal's office when Hoopii was questioned by Capt. Hopkins, and that Hoopii then stated to Capt. Hopkins that he had two white men as accomplices. When the examination was through, Capt. Parker conducted Hoopii to his cell, and on the way said "Is it true what you told Capt. Hopkins, that two white men were implicated with you, Hoopii?" Hoopii replied, "No, it is not." "What did you say so for then?" "I thought they would be more lenient with me if I said that."

Hoopii was sentenced to four years' imprisonment at hard labor.

The Queen vs. Kashiwaena and Keliikuea vs. Kashiwaena. Found guilty, and fined \$500 each. Appeal from Police Court. Sentence confirmed. Deputy Marshal Wilder for prosecution; Nawaiki for defendants.

The Queen vs. Kaseomoku and Keikakal. Practicing medicine without license, two dissenting. Makahala for defendant; Kaulakos for prosecution.

The motion to quash the indictment in the case of the Queen vs. Lam Kin Chee et al., on the ground of autolois acquit, was argued in the afternoon before the Court in Banco by A. S. Hartwell for the prosecution, and Paul Neumann for the defendants. The point in the case was whether the defendants, having been acquitted of murder, could be tried again for arson, the death in question having been the result of the burning.

The argument raised a point of law of great importance. Judgment was reserved.

CRIMINAL DIVISION—REFOUR BICKERTON, J. The Queen vs. Yung Quai. Assault and battery. Foreign jury. The case occupied the whole day and was continued until this morning.

In Reg. vs. Asea. Further argument was made before Mr. Justice Dole yesterday on the question of law whether

the alleged false representations made in China by the defendant and his agents, as to the wages which the laborers could get in Hawaii, constitute the offense of false pretenses under our statute.

Mr. Hartwell, for the prosecution, frankly admitted that the proofs did not carry out the position, as he was instructed, namely, that the misrepresentations were not only made in China, but also that the contracts were not fully translated and explained to the laborers on board the Pacificus at Hawaii; but he claimed that if there were misrepresentations made in China and concealment of the requirements of the law of 1880, it was a false pretense as to existing conditions and circumstances in Hawaii, which was consummated by obtaining the contracts under the circumstances shown by the evidence.

Mr. Hatch claimed that all that was shown by the prosecution was a promise, an assurance of future benefits, and that on that evidence the offense charged could not be shown.

The Court took the question under advisement.

LAW DIVISION—REFOUR JUDG, C. J.

Bankruptcy of John Cook. Petitioner is adjudged bankrupt on his own petition, and October 20th is appointed for proof of claims and election of assignee. W. O. Smith, attorney for petitioner.

PROBATE DIVISION—REFOUR DOLE, J.

In re estate of Emily Baldwin Atwater. Petition for probate of will. The Court ordered that letters testamentary be issued to W. O. Smith without bond. W. O. Smith for petitioner.

(La. at Court news on page 10.)

New Advertisements.

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